

2006-311-T
237252



Public Service Commission of South Carolina
PO BOX 11649
Columbia, SC 29211

JUN 19 2012
PSC SC
CLEF OFFICE

RE: Application for Exemption from Public Service Commission Regulation of ORS Rental Vehicle Policy for Class C Charter Certificate holders. In addition Exemption for "Charter Limousine" license plate from the DMV.

I have had the privilege of providing limousine service in the State of South Carolina under the guidance of the Office of Regulatory Staff since 2008. As you might be aware the South Carolina limousine company owned vehicle inventory is small in comparison to larger more populated states with large cities that have large companies. Those larger cities with large companies have the business to support much larger limousine vehicle inventory.

In 2009 Regulation 103-154 of Section 58-23-560 covers license fees and rental vehicles. This is further in defined in Section 58-23-1030 reads:

License Decals and Vehicle Permit Cards.

All motor vehicles, including substitute or emergency vehicles operated under a Certificate of PC&N, shall have maintained in such vehicles a permit issued by the ORS, and passenger vehicles shall have displayed on the front windshield of the power unit of such vehicles the license decals as issued by the ORS upon proper registration of the vehicle.

The term "substitute" or "emergency vehicles", is further defined by Section 58-23-1030 which reads:

Occasional detours; use of substitute or reserve vehicles in emergencies.

Nothing in this chapter shall be construed to prevent a motor vehicle carrier from making occasional detours from his regular route or from replacing in an emergency any such vehicle by a substitute vehicle in order to maintain an approved schedule, or from operating temporarily in an emergency, reserve vehicles on its route for the public accommodation.

Pursuant to the above-cited statutes and regulation, it has been determined that the current practice of issuing decals to carriers who rent vehicles for a short period of time to accommodate special events and over bookings is a violation of the law. Regulation 103-154 only permits the registration of a temporary vehicle to allow the motor carrier to continue providing reliable service while one or more of the carrier's permanent vehicles are out of service or being repaired.

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I am asking for a waiver on LS Statue # 5635300 & for a waiver for License Decal # 103154

I am asking for an exemption from Aug 1- Aug 15th the 2012 PGA Championship at Kiawah Island South Carolina held Aug 6-12 2012. National and worldwide guests will be traveling in for this event and the company owned vehicle inventory in South Carolina, Charleston specifically does not exist. As a local business owner and compliant company with the ORS I am requesting this in advance to this national televised event. Limousine operators from States around South Carolina will come in and attempt to capitalize on this potential work as they are not regulated by our states statutes.

Insuring this business for a South Carolina ORS compliant company is important for the Charleston area. I have 20 plus contract chauffeurs working daily, if this exemption is granted I can provide more chauffeur opportunities/jobs in Charleston during the event. I request this exemption for the use of rental vehicles for the above period of time because of the exemption given to Stephen Lewis Director of Palmetto Boys State in April of 2011. Lewis and my request are specific events that might not have been considered when the statutes we written.

I will provide the same information and the same coverage of insurance required for stickered and LS vehicle as usual. In return I ask for an exemption letter to legally operate for this special event while at the same time meeting the states standards.

Thank you for your consideration

Clayton Dennard
Owner
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